

1% to about 99% of a polymer or copolymer formed by a polymerization reaction with a single site catalyst and from about 99% to about 1% ethylene vinyl acetate];

wherein said film is irradiated.

2. (Amended) A multiple layer polymeric film as in claim 1, said first barrier layer comprising ethylene vinyl alcohol copolymer.

12. (Amended) A multiple layer polymeric film, comprising:

(a) a first barrier layer, said first barrier layer having first and second opposing surfaces;

(b) a second inner sealant layer, said second layer comprising [either] 100% of a polymer or copolymer formed by a polymerization reaction with a single site catalyst [or a blend of from about 1% to about 99% of a polymer or copolymer formed by a polymerization reaction with a single site catalyst and from about 99% to about 1% ethylene vinyl acetate], said second layer adjacent to said first surface of said first layer; and

(c) a third outer layer, said third layer comprising [either] 100% of a polymer or copolymer formed by a polymerization reaction with a single site catalyst [or a blend of from about 1% to about 99% and from about 99% to about it ethylene vinyl acetate], said third [second] layer adjacent to said second surface of said first layer;

wherein said film is irradiated.

REMARKS

Claims 1-21 are pending in the application. Claims 1-21 are subject to a restriction requirement. After entrance of the amendment which is part of this response, claims 3, 14 and 17 to 20 will have been cancelled; and claims 1, 2 and 12 will have been amended.

Election/Restriction

The Examiner has subjected claims 1-21 to a restriction requirement. Because of this requirement, applicants are required to elect between the sets of claims 1-16 and 17-21. Applicants are also required to elect a single species for the three layers of the originally filed invention wherein more than one species can be present.

Applicants have elected the set of claims 1-16. Claims 1, 2 and 12 have been amended and claims 3, 14 and 17 to 20 have been cancelled in accordance with the election of claims 1-16. Claim 21 depends on claim 13.

Claim 1 has been amended by the election of a single species (polymer or copolymer formed by polymerization reaction with a single site catalyst) for layers two and three. Claim 2 has been amended by the addition of the word "copolymer" after the word "alcohol." Support for this amendment is found on page 7, line 4 of the instant invention. Claim 12 has been amended by: 1) the election of a single species (100% of a polymer or copolymer formed by a polymerization reaction with a single site catalyst) for the second inner sealant layer; 2) the election of a single species (100% of a polymer or copolymer formed by a polymerization reaction with a single site catalyst) for the third outer layer, and 3) amendment of the word "second" preceding the word "said" in the third to the last line of the claim to read "third". Support for the amendment of point 3 is found in Figure 1. Claims 2, 4-11 are readable on elected claim 1. Claims 13, 15 and 16 are readable on elected claim 12.

Applicants reserve the right to file a divisional application(s) at a later time to cover the subject matter of the non-elected claims.

In view of the foregoing, allowance of all of the claims is respectfully requested.

Respectfully submitted,

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